



422188

From: Poplawski, Steven [sjpoplawski@BryanCave.com]
Sent: Thursday, June 24, 2010 6:54 AM
To: Poplawski, Steven
Subject: FW: Conditional approval of Demo Plan - Clarifying Questions

From: Rednour, Erin [mailto:Erin.Rednour@Illinois.gov]
Sent: Wednesday, June 23, 2010 9:30 AM
To: Stone, Bryan
Cc: Cahnovsky, Chris; Kropid, James; Morgan, James L.
Subject: RE: Conditional approval of Demo Plan - Clarifying Questions
Bryan,

As we discussed yesterday, we do not accept the proposed rewording/clarification suggested in your e-mail from Thursday, June 17th as follows:

2) Current Site Conditions, Section 2.2, paragraph 3: The WAM-related comments state that certain exceptions to regulatory requirements are granted so that there would not be a 90 day time limit for MBM being relocated, etc but otherwise say that the definition of WAM set forth in the Interim Order applies to the MBM. Can we modify the conditional comment to state:

Delete the last sentence of the paragraph of the conditional comment revision that begins with "However,

Illinois EPA has responded with certain exceptions....." and replace it with: "However IEPA acknowledges that, (1) consistent with the IO, WAM handled in accordance with this approved Demolition

Plan satisfies applicable regulatory requirements including, but not limited to, the obligations of paragraph 5.a. of the IO; and (2) certain exceptions to regulatory requirements apply to specific WAM

comprised of MBM that requires relocation for work to be performed as described under this Demolition

Plan, e.g., the 90 day time limit for MBM from the Foundry Building being relocated to the Fines Building."

But instead, as we discussed further today, we will agree to change the abbreviation i.e. to e.g. in my original conditional approval letter from June 10th as follows:

Current Site Conditions, Section 2.2, paragraph 3
Please revise as follows:

The IO further stated that MBM are considered to be work affected materials (WAM) defined as "scrubber

sludge, slag, MBM, wastes, and substances accumulated on the surface of or within the Facility or Facility assets that are managed, handled, or otherwise dealt with in the performance of work under this IO. Consistent with the IO, the definition of WAM will remain the same for the performance of work under this Demolition Plan. However, Illinois EPA has responded with certain exceptions to specific WAM comprised of MBM that requires relocation for work to be performed under this Demolition Plan, i.e. e.g. the 90 day time limit for MBM from the Foundry building being relocated to the Fines Building.
Thanks,
Erin

From: Stone, Bryan [mailto:Bryan.Stone@amec.com]
Sent: Wednesday, June 23, 2010 11:11 AM
To: Rednour, Erin
Subject: FW: Conditional approval of Demo Plan - Clarifying Questions

Erin,

I spoke with Steve Poplawski some more after we spoke yesterday, specifically regarding our clarification comment #2 below and WAM. Can we simply modify the sentence from your original text (as shown below in redline strikeout) and change the "i.e." wording to "e.g." ? I think we can accept the rest of the wording in the comment and this will enable us to move forward and get started.

Current Site Conditions, Section 2.2, Para 3:

....."Illinois EPA has responded with certain exceptions to specific WAM that requires relocation for work to be performed under this Demolition Plan, i.e. , e.g. the 90-day time limit for the MBM from the Foundry Building being relocated to the Fines Building."

Please let me know if this is acceptable to you by replying to this email.

Thank you

Bryan

From: Stone, Bryan

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Sent: Thursday, June 17, 2010 1:08 PM

To: Rednour, Erin; Kerr.Michelle@epamail.epa.gov; Cahnovsky, Chris

Cc: Kropid, James; 'Morgan, James L.'; 'Penni S. Livingston'; donsam47@yahoo.com; egstegin@cox.net; Steve Poplawski

Subject: RE: Conditional approval of Demo Plan - Clarifying Questions

Erin,

Thank you for forwarding me the electronic version of the demolition plan approval letter so that we could review the approval letter and finalize the plan as quickly as possible. Most of the comments provide helpful clarifications and will be incorporated unchanged. I just had a few clarifying questions and one proposed text change for you related to the conditional approval letter and I was hoping that your answers would help avoid any misunderstandings going forward.

1) General: The letter did not contain any comments or proposed changes from IEPA to the ARARs

Table 1. Please confirm that there were none.

2) Current Site Conditions, Section 2.2, paragraph 3: The WAM-related comments state that certain exceptions to regulatory requirements are granted so that there would not be a 90 day time limit for MBM being relocated, etc but otherwise say that the definition of WAM set forth in the Interim Order applies to the MBM. Can we modify the conditional comment to state:

Delete the last sentence of the paragraph of the conditional comment revision that begins with "However,

Illinois EPA has responded with certain exceptions....." and replace it with: "However IEPA acknowledges that, (1) consistent with the IO, WAM handled in accordance with this approved Demolition

Plan satisfies applicable regulatory requirements including, but not limited to, the obligations of paragraph 5.a. of the IO; and (2) certain exceptions to regulatory requirements apply to specific WAM

comprised of MBM that requires relocation for work to be performed as described under this Demolition

Plan, e.g., the 90 day time limit for MBM from the Foundry Building being relocated to the Fines Building."

3) Scope of Work, Section 3.1, paragraph 1, bullet 13: This comment says to insert the reference to the 10-day notification requirement to remove asbestos and universal wastes. We understood the 10-day notice did apply to asbestos abatement and have no objection to adding the comment for that purpose but removal of universal wastes does not require a 10-day notice. Can you confirm this? We will then modify the demolition plan so that it is clear that the 10-day notice requirement only applies to asbestos and not to universal waste.

4) Former Smelter Feedstock, Section 5.4.4, paragraph 1: Regarding the repackaging of former smelter feedstocks currently present in the Foundry Building, the IEPA comment wants acknowledgment that the demolition cannot proceed until those feedstocks are removed from the building. It is possible that these repackaged materials may still be present during demolition preparation activities including building cleaning and limited abatement. We understood that the presence of these repackaged materials would be acceptable during demolition preparation activities, but the repackaged materials must be removed prior to actual structural demolition. Please confirm that these repackaged materials can remain in the building during these preparatory activities but must be removed just prior to commencement of structural demolition.

5) AAF Decon Area and Sump, Section 5.7, paragraph 2, item 4; and Other Hazardous Materials Collection, Section 5.4.3, paragraph 2: These comments state the citation to 35 ILL Adm. Code 724.101(j) should be added. It appears this reference is to make clear that the bulk of regulations applicable to TSD facilities do not apply to the demolition work and that only the requirements listed in 724.101(j) apply. Because this is a demolition project and not a traditional remediation project, the specific requirements of 724.101(j) are not a perfect fit. However, we agree that applying the following portions of 724.101(j) to the demolition project makes sense and we would to add them as ARARs to Table 1. The specific regulations of this subpart that apply to the demolition activities and will be implemented during the activities are: 724.101(j)(1) through 6, and 724.101(j) 9 through 13. We would also propose to add the citations (35 Ill. Adm Code 721, 722, 723, 728, and 809) listed in the comment regarding

Tank

House Building Interior Demolition Section 6.7, paragraph 2 to Table 1 as well.

6) Tank House Building Interior Demolition Section 6.7, paragraph 2: The comment related to the Tank

House demolition states that concrete liners must be placed in containers for waste profiling purposes.

Please clarify that this statement is referring to the concrete tanks themselves and not the lead (pb)

liners. Also, we intend to remove residual scrubber sludge from the concrete tank interiors first, then,

after the scrubber sludge present on the underlying floor is vacuumed up, we will remove the liners.

Once the liners are removed we will break up the tank. The lead liners will be placed into bins for metal

recycling. The concrete debris would then be put into a temporary working pile inside the building and

then transferred into the containers or trucks. Once a profile gets generated and is in place with the

receiving facility, we would then direct-load concrete debris from the working pile directly into hauling

trucks for disposal, and not sample every load for profiling purposes. Please let us know if IEPA concurs with this proposed approach.

We look forward to receiving your feedback on these issues so we can finalize the plan and continue to

move forward with the proposed work. Please call me if you have any questions.

Thanks.

Bryan

From: Rednour, Erin [mailto:Erin.Rednour@Illinois.gov <mailto:Erin.Rednour@Illinois.gov>]

Sent: Tuesday, June 15, 2010 8:03 AM

To: 'Penni S. Livingston'; em_smallwood@hotmail.com; ewatt@chemetcoestate.com; egstegin@cox.net;

donsam47@yahoo.com; Steve Poplawski; Stone, Bryan; Kerr.Michelle@epamail.epa.gov

Cc: Cahnovsky, Chris; Kropid, James; 'Morgan, James L.'

Subject: Conditional approval of Demo Plan

Hello,

Attached please find the conditional approval letter for the Foundry Building, Tank House, and AAF. A hard copy will also be mailed.

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